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BOARD OF DIRECTORS REGULAR MEETING

AGENDA

OCTOBER 27, 2022 – 3:00 P.M.

Teleconference/Public Participation Information

This meeting will be held *exclusively* via teleconference participation of a quorum of Board members in locations not open to the public in compliance with Assembly Bill (“AB”) 361 (Rivas, Chapter 165, Statutes of 2021) and its amendments to California Public Resources Code Section 54953(e), allowing for deviation of teleconference and physical location meeting rules otherwise required by the Ralph M. Brown Act. This meeting is being held during a proclaimed state of emergency, and state and local officials have imposed or recommended measures to promote social distancing, while allowing the public to observe and address the Board.

For this meeting, there will be no physical location from which members of the public may observe the meeting. Instead:

- Members of the public are welcome to submit written comments via email to the Board Secretary at Authority@RecycleSmart.org prior or during the time for public comment at the meeting. The Board Secretary will share all comments with the Board at the meeting and make them part of the public record.
- Members of the public are also welcome to observe and address the Board telephonically, at the appropriate time for public comment during the meeting, following these instructions:

Link to join Webinar: <https://us02web.zoom.us/j/85332589396>

Or iPhone one-tap: **1-669-900-6833 or 1-408-638-0968**

Webinar ID: **853 3258 9396**

During the meeting, the Chair will call for public comment. If you wish to address the Board, please so indicate at that time and the Chair will add you to the speaker list and call your name when it is your turn.

Note: To improve everyone’s opportunity to participate, please mute your computer or phone until you are called to speak.

In accordance with the Americans with Disabilities Act, California Law, and the Governor’s Executive Orders, it is the policy of the Central Contra Costa Solid Waste Authority to offer its public meetings in a manner that is readily accessible to everyone, including those with disabilities. Any individual with a disability may request reasonable modifications or accommodations so that they may observe and address the Board at this teleconference meeting. If you are disabled and require special accommodations to participate, please contact the Board Secretary at least 48 hours in advance of the meeting at Authority@RecycleSmart.org with the following information: name, phone number, email, and type of assistance requested.

1. CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

2. PUBLIC COMMENT ON ITEMS NOT ON THIS AGENDA

When addressing the Board, please state your name, company and/or address for the record. There is a three-minute limit to present your information. (The Board Chair may direct questions to any member of the audience as appropriate at any time during the meeting.)

3. CONSENT ITEMS

All items listed in the Consent Calendar may be acted upon in one motion. However, any item may be removed from the Consent Calendar by request by a member of the Board, public, or staff, and considered separately.

- a. Approve Minutes of the CCCSWA Board Meeting on September 22, 2022*
- b. Approve Minutes of the CCCSWA Special Board Meeting on October 6, 2022*
- c. Adopt Resolution No. 2022-12 Approving Continued Use of Teleconferencing for the Meetings of all CCCSWA Legislative Bodies Under Assembly Bill 361*
- d. Approve Memorandum of Understanding with City of Walnut Creek to Receive SB 1383 Grant Funds*
- e. Adopt Resolution No. 2022-13, Authorizing the Executive Director to Submit Application(s) for all CalRecycle Grants for which the CCCSWA is Eligible*

4. ACTION ITEMS

- a. Employment Agreement for New Executive Director and Amendment to CCCSWA Salary Schedule*
Authorize the CCCSWA Board Chair to execute an Employment Agreement with David Krueger to serve as the Agency’s Executive Director beginning January 3, 2023 and approve a conforming amendment to CCCSWA’s salary schedule.

- b. Rate Year 9 Special Adjustment and Republic Services Extension Terms*
 1. Approve the proposed RY 9 special adjustment amount of \$1,901,937 in additional costs.
 2. Direct staff to prepare a contract amendment memorializing the extension of the Republic Services franchise agreement, the RY 9 special adjustment, and the performance-contingent special adjustments for RY 10 through 12.

5. PRESENTATIONS

- a. 2022 Final Legislation Update
Nick Lapis and Nicole Kurian, Californians Against Waste

6. INFORMATION ITEMS

These reports are provided for information only. No Board action is required.

- a. Executive Director’s Monthly Report*
- b. Communications to the Authority*
- c. Future Agenda Items*

7. BOARD COMMUNICATIONS AND ANNOUNCEMENTS

8. ADJOURNMENT

**Corresponding Agenda Report or Attachment is included in this Board packet.*

<u>ADDRESSING THE BOARD ON AN ITEM ON THE AGENDA</u>
Persons wishing to speak on PUBLIC HEARINGS and OTHER MATTERS listed on the agenda will be heard when the Chair calls for comments from the audience, except on public hearing items previously heard and closed to public comment. The Chair may specify the number of minutes each person will be permitted to speak based on the number of persons wishing to speak and the time available. After the public has commented, the item is closed to further public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the Board.
<u>ADDRESSING THE BOARD ON AN ITEM NOT ON THE AGENDA</u>
In accordance with State law, the Board is prohibited from discussing items not calendared on the agenda. For that reason, members of the public wishing to discuss or present a matter to the Board other than a matter which is on the Agenda are requested to present the matter in writing to RecycleSmart Board Secretary at least one week prior to a regularly scheduled Board meeting date. If you are unable to do this, you may make an announcement to the Board of your concern under PUBLIC COMMENTS. Matters brought up which are not on the agenda may be referred to staff for action or calendared on a future agenda.
<u>AMERICANS WITH DISABILITIES ACT</u>
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